

Regular meeting of the City Council

Austin Tex., May 4th, 1903

From W. S. Shedd, President of the Council presiding,
full called.

Present Aldermen Crook, Haynes & Hume Mackin
Madday, William Moore, Nichols, Redd Schneider
Shelley, Shumate, Smith & Ulrich

Absent none

On motion the minutes were approved as recorded
in the Clerk's ~~without~~ reading.

Petitions, memorials etc

Vegetable dealers on
market place

By Alderman Hume - petition of Vegetable dealers
asking that the place of a city market be not
changed. Read and on motion referred to the Market
Committee.

W. E. Roy proposition
to sell lots for
purposes.

By Alderman Redd - proposition of W. E. Roy to sell
to the City certain lots for street purposes. Read and
on motion referred to the Street Committee, with
instructions to report at the next regular meeting of
the Council.

Citizens on market
place.

By Alderman Moore - petition of citizens asking that
the City do not establish a market on the block
known as the "Alliance Yard". Read and on motion
referred to the Market Committee.

W. Quebecer from
Wayne Scale

By Alderman Madday and Schneider - Petition of W.
Quebecer asking permission to put in a wagon
scale at corner of Lavaca & Sixth Streets.

On motion the petition was granted, the work
to be done under the supervision of the City Engineer
and the Street Committee.

Alderman Madday moved that all the Aldermen
present be invited to seats within the ban of the
Council, which motion prevailed.

The Chair laid before the Council a petition from Fritz
Krohmer, asking permission to put in a wagon
scale at the corner of Chicon & Sixth Streets.

On motion the petition was referred to the Street
Committee with power to act.

Reports of City Officers

The Chair laid before the Council the reports of the Treasurer
the Clerk, the Physician and Coroner for the month of
April, 1903, also the reports of the Assessors & Collector
for the months April & May, 1903, which were
on motion referred to their appropriate Committees.

Reports of Standing Committees

Alderman Madday for the Finance Committee, to
whom was referred the return of the Clerk & Coroner
for the months of March and April, 1903, presented

Report City officers
April 1903

their reports, stating that the reports had been examined and found correct. The reports were adopted. Alderman Maddox for the Finance Committee presented a report stating that they had examined the accounts of the outgoing Treasurer and found them correct and had transferred all monies, bonds and unissued bonds to the incoming Treasurer R. Q. True and submitted his receipts for same.

On motion the report was adopted.

Alderman Maddox for the Finance Committee presented a report stating that they had exchanged Funding bond No 16, of issue July 1st 1881, for \$500⁰⁰, for refunding bond No 1872, of issue of July 1st 1901, which bond with the coupons paid they handed to the Council for such action as they might deem proper.

On motion the report was adopted and the bond and coupons referred to, were referred to the special Committee appointed at the last meeting of the Council to verify report and if found correct to destroy said bond and coupons.

Alderman Shumate for the Park Committee to whom was referred the petition of colored citizens asking for the use of Peace Park for their 19th annual celebration, presented a report recommending that the request be granted upon certain conditions. On motion the report of the Committee was adopted.

Alderman Hume for the ordinance Committee to whom was referred an ordinance regulating charges of the Street Rail Road, stated that they were not yet ready to report, and asked for further time. The request was granted.

Alderman Ulit for the Cemetery Committee to whom was referred the report of the sexton for the month of March 1903, presented a report, stating that same had been examined and found correct. The report was adopted.

On motion of Alderman Hays the City Attorney was excused from further attendance at this session of the Council.

Unfinished business

The Chair laid before the Council the resolution of Alderman Wickin, regarding the proposed Congress Avenue sewer.

Alderman Crookend moved that the resolution be laid on the table a ~~request~~ to call a committee to consider.

The Finance Committee presented the following resolution:

Paffy resolution
in favoring Treasurer

Be it resolved by the City Council of the City of Austin,
that the thanks of the Council be and are hereby extended
to the outgoing City Treasurer Hon W.H. Polk for the uniform,
courteous, prompt and efficient manner in which he
has even discharged his official duty as Treasurer; and
the City Clerk is hereby directed to spread a copy of this
resolution on the minutes of the Council and to mail
Mr Polk a copy of same.

The resolution was unanimously adopted by a rising Vote
The chair laid before the Council the following communication
which was read and ordered filed

Austin, Texas, May 4th 1903

To the Hon City Council of the City of Austin:

Austin, Texas,

Gentlemen:

In relinquishing the office of City Treasurer,
which I do most reluctantly, I cannot refrain
from an expression of the gratitude which I feel
towards the members of the City Council, who have
ever lent their best efforts towards the maintenance
of the peace and harmony which has done so much
in assisting and encouraging me during my incumbency
in the short time which I have had the good fortune
to serve you. My relations have been most pleasant
and I trust the service has been satisfactory.

To the Finance Committee, composed of Messrs
Maddux Schneider & Cune, and to the City Clerk, Mr
Johnson, do I wish especially to express my grateful
thanks for the assistance rendered me, without which
I should have been sorely tried.

With the kindest regards to each and all of you,
with renewed expressions of appreciation, and
assuring you that at any time I can be of service
to you, it shall be my pleasure to act.

I beg to remain

Very sincerely

Wm. H. Polk

Improvement Park
West & Rio Grande St.

By Alderman Crook An ordinance appropriating
the sum of \$25⁰⁰ for the purpose improving the
City Park between West Avenue and Rio Grande Street
and between 12th & 13th Streets

The ordinance was passed under suspension
of the rules by the following vote

Yea Alderman Crook & James Cune
Maddux Miller Moore Thivierge P. L. Schneider
Shelley Shumate Smith & West

Nays None

By motion in closing the ordinance is adjourned

Ordinance amending
Police Ord. art 330
and Government of
Peace Park

article 330 of the Revised Civil ordinances of the City
of Austin. The Ordinance was read the first
time and on motion was referred to the Police Committee.
Mr Alderman Shumate An ordinance to prescribe a
method for the Government and improvement of Peace
Park, to appropriate the sum of six hundred dollars
for said purpose, and to prescribe penalties for all
violation of the rules hereby made, or authorized to
be made for the government of said Park.

The Ordinance was read the first time.

Alderman Schneiden moved to refer the ordinance to
the Ordinance Committee, with instructions to
return at the next regular meeting of the Council
which motion prevailed.

Alderman Schneiden moved that the Park Committee
be authorized to employ a man to take charge of
Peace Park for one month at a salary not to exceed
\$20.00 which motion prevailed.

Alderman Shumate moved that a vote of thanks
be tendered Mr G. A. Brush and the Citizen Park
Committee for their services and assistance in
improving Peace Park, which motion was unanimously
adopted by a rising vote.

By Alderman Ulrich an ordinance to amend Sec
127 of the Revised Penal Ordinances of the City.
The ordinance was read the first time and on motion
was referred to the Police Committee.

The chain laid before the Council a bill from the Water
Light & Power Commission for covering tape upon
certain streets of the City. Alderman Ulrich
moved that it be referred to the Finance Committee.

Alderman Maddox moved as a substitute that it
be referred to the Street Committee. The substitute
was adopted, and the bill so referred.

By Alderman Ulrich an ordinance appropriating
the sum of \$500. for the purpose of paying for extra
labor & teams. The ordinance was passed under
suspension of the rules by the following vote

Yea's Aldermen Crook, Haynes, Kynne, Ulrich, Maddox,
Miller, Moore, Ulrich, Redd, Schneider, Shumate,
Shumate, Ulrich & Ulrich.

Nay's None

Alderman Ulrich offered the following resolution
which was read and adopted.

Be it resolved by the City Council of the City of Austin:
That the City Treasurer is hereby instructed to
transact from the General fund to the Street Improvement
fund the sum of \$100⁰⁰ this being the amount

14

erroneously drawn from the street improvement fund
for repairs to Pease Park \$50.00 and for lot 7012 Block 713 Outside
N^o 42 division. " City of Austin \$50.00

Injunction
Police S.F.
action of the
Institution

Alderman Nitzeckie was called to the chair
Alderman Shelley made a statement to the Council
in regard to the suspension of Sgt of Police W.H. Owens.

Alderman Haynes moved that the action of City
Marshal Montgomery in re-instating Sgt Owens be
endorsed and sustained, which motion was lost by
the following vote

Yes Aldermen Haynes Redd & Smith 3

Nays Aldermen Crooked Hume Mackin Madday Miller
Moore Nitzeckie Schneider Shumate & Weit 10

City Clerk dines.
to pay Sgt of
Police

Alderman Madday moved that Sgt Owens be paid his
Salary from the time he was placed on duty as the Marshal
after suspension, which motion prevailed by the following vote
Yes Aldermen Crooked Hume Mackin Madday
Miller Moore Nitzeckie Redd Schneider Shumate & Weit
Smith & Weit 14

Nays none

Alderman Mackin moved that the Council now proceed
to the election of the Police force of the City for the ensuing term
which motion prevailed

The Marshal was requested to present to the Council for
confirmation or rejection the names of the persons selected
for Policemen -

The following names were submitted by the Marshal, Viz:
John McNamara & D. Platt C. H. Owens G. Gibson
Jim Pierce John Bracken A. B. Lane W. O. Jones C. B. Fallwell
E. N. Austin F. R. Pannihill H. A. Cato J. M. Evans T. Hillie
Russell Louis Kearns & Jim Quinlan
The Chair appointed Redd and Hume as Tellers, and the
Ballot ordered.

The Tellers announced the following as the result of
the first ballot:

For Confirmation McNamara 14. Platt 14. Owens 8
Gibson 10. Bracken 11. Lane 14. Jones 14. Fallwell 14
Austin 10. Pannihill 12. Cato 14. Pierce 13. Evans 6.
Russell 12. Quinlan 2. Kearns 4.

The Chair announced that the following persons having
received a majority of all the Votes cast, were duly
confirmed as Policemen for the ensuing term, Viz
McNamara Platt & Cato, John Bracken, Lane, Jones,
Fallwell, Austin, Pierce and Cato, Pierce and Redd
and that the following named persons had been rejected, Viz
Evans, Quinlan & Kearns.

The Marshal was directed to submit a return on motion
for the other Policeman

The Marshall submitted the following names $\frac{2}{3}$:
 Wilson Carroll, Harrison Taylor and Gino Evans.
 The vote was then taken and the following result was
 announced by the Tellers
 For Confirmation Carroll / Taylor & Evans 2.
 No one having received a majority, they were all
 declared rejected.
 The Marshal then submitted the name of Mr. Pyburn
 Alderman Maddox moved that the Clerk be directed
 to cast the unanimous vote of the Council for the
 Confirmation of Mr. Pyburn as Policeman, which motion
 prevailed, and the Clerk cast 14 votes for Confirmation.
 The Clerk declared that Mr. Pyburn having received
 a majority of all the votes for Confirmation, was duly
 elected as Policeman for the ensuing term.

Motion Seven Inchack

Mr. Marshall
 Leave of absence for
 days.

Motion to adopt ~~the report~~
 of St. Louis on Seven.

Substitute for same
 adoption

Motion to return check
 unopened

Motion to entertain
 members to entertainment

of Alderman Haynes, to adhere to the original plans and specifications for the proposed sewer, which motion was lost by the following vote

Yea Aldermen Maddox Miller Nitocke Read Shelley
and Shumate 6

Nay Aldermen Crookshaynes Hume Mackin Moore
Schneider Smith & Heit 8

Alderman Schneider moved that the Council adjourn which motion was lost by the following vote

Yea Aldermen Haynes Mackin Moore Schneider
Smith & Heit 6

Nay Aldermen Crookshaynes Hume Maddox Miller
Nitocke Read Shelley Shumate 8

Alderman Haynes offered the following resolution
Be it resolved by the City Council of the City of Austin:
That the Mayor and Street Committee be instructed
to personally wait on Mr Fields and ascertain if he is
ready to build the storm sewer on Congress Avenue
according to the original plans and specification for said
sewer for the amount stated in his bid. If in the
negative tender him his check.

Alderman Maddox moved to amend the resolution
by striking out the words "Street Committee"

The amendment was lost by the following vote
Yea Aldermen Maddox Nitocke Read 3

Nay Aldermen Crookshaynes Hume Mackin Miller
Moore Schneider Shelley Shumate Smith & Heit 11

The resolution of Alderman Haynes was then adopted
by the following vote

Yea Aldermen Crookshaynes Hume Mackin Miller
Moore Schneider Smith & Heit 9 8

Nay Aldermen Nitocke Read Shelley Shumate Smith &
Heit 7 10 Tying Alderman Haynes moved that

Alderman Maddox of the Street Committee be
excused from serving on said Committee, notifying
Mr Field - which motion prevailed by the following vote
Yea Aldermen Crookshaynes Hume Mackin Miller
Moore Shumate & Heit 8

Nay Aldermen Nitocke Read Schneider Shelley Smith &
Heit 7 10 Tying Alderman Maddox 1

On Motion the Council adjourned

Geo. Ferguson
City Clerk

May 1st Com
to Call on Mr Field
in the matter of
Contract for sewer

old Maddox of et
Com excused from
serving on the Com
toward Mr Field